IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO.890 OF 2007

Prakash Rajdev S/o Samanomal ..Petitioner

Vs.

State of Maharashtra & Ors. ..Respondents

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Mr. A.K.Singh i/b M/s. Lex Remedeum for Petitioner
Mr. A.S.Gadkari APP for the State

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CORAM: R.M.S.KHANDEPARKAR, AND SMT.V.K.TAHILRAMANI, JJ.

DATE : JULY 05, 2007

P.C.:

1. Heard.

2. By the present petition, the Petitioner is seeking writ in the nature of mandamus whereby the Respondents are sought to be directed to conduct Brain Mapping and Narco Analysis Test on all the accused in relation to the proceedings initiated subsequent to CR No.78 of 2000.

3. Undisputedly, in relation to CR No.78 of 2000, charge sheet has already been filed before the concerned Sessions Court. It is not the case of the Petitioner that the Petitioner has approached the said Court for necessary directions for further investigation in the matter. None of the accused in respect of whom the Brain Mapping and Narco Analysis Test is requested to be conducted, have been joined as Respondents to this petition. Petition does not show any right in favour of Petitioner to seek writ in the nature of mandamus as asked for.

3. For the reasons stated above, there is no case made out for interference and petition is accordingly rejected.

[R.M.S.KHANDEPARKAR, J.]

[SMT.V.K.TAHILRAMANI,J.]